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## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA, ex rel. HOSPITALITY MANAGEMENT, INC.,	)	
Plaintiff,	)	
v.	)	Case No. 12CV00095-F
PINNACLE BANK - WYOMING d/b/a PINNACLE BANK,	)	
Defendant.	)	

## UNOPPOSED MOTION FOR LEAVE TO AMEND COMPLAINT

The United States of America, through the United States Attorney, District of Wyoming, and Assistant United States Attorney Mark A. Klaassen, and hereby move this Court for leave to amend its complaint in intervention pursuant to Fed. R. Civ. P. 15(a)(2). In support thereof, the undersigned states as follows:

1. Plaintiff filed its original complaint in intervention on October 28, 2013.

2. The United States filed a first amended complaint in intervention on December 13,

2013, to correct the name of the Defendant in this matter.

3. The United States inadvertently failed to include a motion for leave to amend this

pleading, as required by Fed. R. Civ. P. 15 (a)(2), and is therefore filing this motion to correct that

error.

4. The United States has conferred with counsel for Defendant, and the opposing

party has no objection to this motion.

WHEREFORE, the United States request that the Court grant it leave to amend its

complaint in intervention, thereby making the amended pleading filed December 13, 2013, the

operative complaint.

DATED this 13th day of January, 2014.

Respectfully submitted,

CHRISTOPHER A. CROFTS

United States Attorney

By: /s/ Mark A. Klaassen

MARK A. KLAASSEN

**Assistant United States Attorney** 

C. LEVI MARTIN

**Assistant United States Attorney** 

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## **CERTIFICATE OF SERVICE**

The undersigned certifies that on January 13, 2014, I served a copy of the foregoing UNOPPOSED MOTION FOR LEAVE TO AMEND COMPLAINT to all parties via electronic filing notice, and by mail to:

MICHAEL A. LABAZZO Law Offices of Michael A. LaBazzo, LLC 1285 Sheridan Avenue, Suite 220 P.O. Box 2016 Cody, WY 82414 On behalf of the Defendant

\_/s/ Vaughna Warburton
VAUGHNA WARBURTON
United States Attorney's Office